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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on:

Date: April 30, 2002

By: Lynn Anderson

Docket No. 55325-8148.US06

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of: Martin et al.

SERIAL NO.: 10/016,324

FILED: December 10, 2001

EXAMINER: Unknown

ART UNIT: 1615

Confirmation No. 4133

**Response to Notice to File Missing
Parts of Application**

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

1. In response to the Notice to File Missing Parts mailed January 24, 2002 (copy enclosed), applicant submits the following:

- ☒ An Executed Declaration of Inventorship
- ☒ A Petition for Two-month Extension of Time
- ☒ A Power of Attorney by Assignee
- ☒ a copy of an assignment recordation cover sheet for informational purposes only (Form PTOL-1595) for assignment being filed separately.

2. Conditional Petition for Extension of Time

Applicant petitions for an Extension of Time if necessary for timely filing of this Response.

3. Fee Payment

- ☒ Large Entity Status is proper for this case.
- ☒ Please charge Deposit Account No. 50-0665 for the surcharge due of \$130.00 for late filing of declaration.

☒ Please charge any underpayment for timely filing of this Response to Deposit Account No. 50-0665.

Respectfully submitted,

Jacqueline F. Mahoney
Jacqueline F. Mahoney
Registration No. 48,390

Date: April 29, 2002

Correspondence Address:

Customer No. 22918
Phone: (650) 838-4410



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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/016,324	12/10/2001	Francis J. Martin	55325-8148.US06

22918
PERKINS COIE LLP
P.O. BOX 2168
MENLO PARK, CA 94026

CONFIRMATION NO. 4133

FORMALITIES LETTER



OC000000007355601

Date Mailed: 01/24/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

C. Vorachak

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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01 FC:105 130.00 CII